

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. _____

UNITED STATES OF AMERICA,)	
)	
Petitioner,)	
)	
v.)	CERTIFICATION OF A
)	SEXUALLY DANGEROUS PERSON
JOHNNY ALLEN HASS,)	
Register Number 12314-058,)	
)	
Respondent.)	

The United States of America, by and through the United States Attorney for the Eastern District of North Carolina, hereby submits the attached Certification of a Sexually Dangerous Person pursuant to Title 18 U.S.C. § 4248(a).

Respectfully submitted, this 10th day of January, 2007.

George E. B. Holding
United States Attorney

BY: /s/ Michael Bredenberg
Michael Bredenberg
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N.C. Bar # 26068

CERTIFICATE OF SERVICE

This is to certify that I have this 10th day of January, 2007, served a copy of the foregoing upon the respondent in this action by placing the documents in an envelope marked as stated below, and providing it to FCC Butner staff to deliver the envelope in hand to:

Johnny Allen Hass
Reg. No.: 12314-058
FCI Butner

and on the same day served a copy of the foregoing by placing a copy in the U.S. Mail, addressed as follows:

Federal Public Defender's Office
150 Fayetteville Street Mall
Suite 450
Raleigh, North Carolina 27611

/s/ Michael Bredenberg
Michael Bredenberg
Special Assistant U.S. Attorney
Civil Division

CERTIFICATION OF A SEXUALLY DANGEROUS PERSON

(1) I, Paul Sahwell, am Interim Chairperson of the Federal Bureau of Prisons (Bureau) Certification Review Panel, Washington, D.C. Pursuant to 28 C.F.R. § 0.97, the Director of the Bureau has delegated to me the authority to certify persons in Bureau custody as sexually dangerous, as authorized by 18 U.S.C. § 4248(a).

(2) Bureau records reflect the following: Inmate Johnny Allen Hass, Register Number 12314-058, is in Bureau custody at the Federal Correctional Institution in Butner, North Carolina, serving a 12-month federal term of imprisonment following his revocation of supervised release. Inmate Hass's original sentence was a 12-month term of imprisonment and four years supervised release, following his conviction for Receiving Child Pornography Shipped in Interstate Transportation via Computer in violation of 18 U.S.C. § 2252(a)(2) (Criminal Docket No. 3:98CR168V, W.D. North Carolina). The offense conduct in this case involved inmate Hass possessing digital images of prepubescent minors engaged in explicit sex acts. Inmate Hass's full term release date is January 11, 2007.

(3) Based on a review of inmate Hass's Bureau records, I certify he is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5), and sexually dangerous to others as defined by 18 U.S.C. § 4247(a)(6). My certification is based on information found in Bureau records which includes, but is not limited to, the following:

(A) Inmate Hass previously engaged or attempted to engage in sexually violent conduct or child molestation as evidenced by having been previously convicted of Attempted Lewd Assault Upon a Child and sentenced to 13 months imprisonment in Criminal Case No. CR87-718, Orlando Florida Circuit Court. The offense conduct involved inmate Hass kissing and rubbing the leg, neck, breast, stomach, and vagina of a five-year-old girl.

(B) Additionally, inmate Hass was convicted of Aggravated Assault and sentenced to 13 months imprisonment (to run concurrent with CR87-718) in Criminal Case No. CR87-4892, Orlando Florida Circuit Court. The offense conduct involved inmate Hass pointing a handgun at his former girlfriend and telling her he would kill her if she did not have sex with him.

(C) A limited psychological review of inmate Hass indicated an Axis I diagnosis of Pedophilia, Sexually Attracted to Females, Nonexclusive Type.

(D) An initial assessment of inmate Hass using two actuarial risk assessment instruments (Static-99 and Rapid Risk Assessment for Sexual Offense Recidivism (RRASOR)) was conducted. These results, in addition to inmate Hass's current offense conduct, psychological diagnosis, deviant conduct while participating in sex offender treatment, and history of failing to comply with requirements of conditional release, indicate he will have serious difficulty refraining from sexually

violent conduct or child molestation if released.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.



Paul Sahwell
Interim Chairperson
Certification Review Panel
Federal Bureau of Prisons

1-10-07
Date

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION

No. _____

UNITED STATES OF AMERICA,)	
)	
Petitioner,)	
)	
v.)	ORDER
)	
JOHNNY ALLEN HASS,)	
Register Number 12314-058,)	
)	
Respondent.)	

At the request of the Director of the Bureau of Prisons, the government has filed a Certification of a Sexually Dangerous Person pursuant to 18 U.S.C. § 4248, in order for this court to hold a hearing to determine whether the Respondent is a sexually dangerous person as defined by 18 U.S.C. § 4247(a)(5).

Respondent, having demonstrated eligibility for appointment of counsel at government expense, the Federal Public Defender IS DIRECTED to provide representation in this action.

The Court further determines that the respondent is unable to pay the fees of any witness, and pursuant to Federal Rule of Criminal Procedure 17(b) the Clerk shall issue a subpoena for any witness necessary to present an adequate defense to the pending charge or charges.

The Court further ORDERS that the United States Marshal shall serve any subpoenas presented to him in this case by the office of the Federal Public Defender, and shall pay the

appropriate fees and expenses to witnesses so subpoenaed.

The Court further ORDERS the appointment of an additional mental health examiner to be selected by the Respondent. Respondent is DIRECTED to file notice with the Court of the name of the additional mental health examiner within five days of the filing of this order.

The Court hereby notifies the parties that this case has been set for Hearing by videoconference at _____ AM/PM on _____ 2007. The hearing shall be held in Courtroom #2, Seventh Floor, of the Terry Sanford Federal Building, 310 New Bern Avenue, Raleigh, North Carolina.

This ____ day of _____, 2007.

W. EARL BRITT
Senior U.S. District Judge